Post 10/2/71

# Bingham, 6 Convicts Indicted

SAN RAFAEL, Calif., Oct. 1 (AP)—A Marin County grand jury indicted fugitive attorney Stephen M. Bingham and six San Quentin convicts on murder charges today in connection with the Aug. 21 violence in which George Jackson and five others died.

After listening to 20 hours of testimony from 25 witnesses, the 19-member grand jury returned the indictments against Bingham, 29, grandson of former Connecticut Governor and Sen. Hiram Bingham; Fleta Drumgo, 26, one of the two surviving Soledad Brothers; Hugo A. Pinell, 27; John Larry Spain, 22; Louis N. Talamantes, 28; David Johnson, 24 and Willie Tate, 27.

The seven indicted are charged with five counts of murder in the deaths of three prison guards and two white "honor" inmates. They also charged with conspiracy to commit escape by face of violence, conspiracy to possess a firearm in a prison and conspiracy to kidnap correctional officers.

The indictment does not charge anyone in the death of Jackson, 29, a black revolutionary and author, who authorities say was shot and killed by a guard in an escape attempt.

In detailing the alleged conspiracy, the indictment said Bingham gave Jackson a 9mm automatic pistol and clips during a visit shortly before the violence erupted and that Jackson used the gun to kill SGT. Jere P. Graham, 39.

It said the two other guards and two inmates "were killed by members of the conspiracy."

Jackson, Drumgo and John W. Clutchette, 28, were the three so-called Soledad Brothers charged with the murder of a white guard at Soledad Prison in January, 1970.

Arraigment for the six inmates was scheduled for Tuesday in Marin County Superior Court.

Bingham is being sought on a federal charge of unlawful flight to avoid prosecution for murder.